

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Rate of first receipt and filing in State Engineer's office AUG 12 1916
Returned to applicant for correction _____
Corrected application filed _____

The undersigned Metropolis Land Co.
Name of applicant.
of Metropolis, County of Elko,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada,
as hereinafter stated. (If applicant is a corporation give date and
place of incorporation.) _____

1. The source of the proposed appropriation is Burnt Creek
Name of stream, lake, or other source.
2. The amount of water applied for is all flow second-feet.
One second-foot equals 40 miners' inches.
3. The water to be used for Irrigation, domestic and stock purposes
Irrigation, power, mining, manufacturing, domestic, or other use.
4. The water is to be diverted from its source at the following
point: This is an application to change point of diversion, place
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land it should be so stated
and manner of use. See supplemental sheet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it

should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Irrigation will begin about _____ and end about _____
Month.
_____, of each year.
Month.

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horse power.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section corner.
- (f) Point of return of water to stream _____
Describe in same manner as point of diversion.
- (g) Remarks _____

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water is to be stored in reservoirs it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works _____
6. Estimated time required to construct works _____
7. Remarks _____

For use of applicant.

_____, Applicant.
By _____

Compared _____
This sheet inspected _____
_____, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Application of water to beneficial use shall be made on or before _____
Proof of the application of water to beneficial use must be filed with State Engineer on or before _____

WITNESS MY HAND AND SEAL this _____ day
of _____

State Engineer.

ORIGINAL

APPLICATION FOR PERMISSION TO CHANGE THE POINT OF DIVERSION, PLACE AND MANNER OF USE OF WATERS HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's Office AUG 12, 1916.

Returned to applicant for correction SEP. 2, 1916.

Corrected application filed _____

The undersigned, Metropolis Land Co., a corporation organized under the laws of Massachusetts, authorized to do and doing business in the State of Nevada with its principal office in Nevada at Metropolis, Elko County, Nevada, hereby makes application to change the point of diversion, place and manner of use of a portion of the waters heretofore appropriated and beneficially used as hereinafter shown.

1. The source of the water supply of the proposed change is Burnt Creek.

2. Quantity of water desired to be changed is the total flow of the stream above the proposed point of diversion.

3. The water is to be used for irrigation, including domestic and stock purposes.

4. The water is to be diverted from its source at the following point, to-wit: At the intersection of said Burnt Creek and the main canal of applicant, the Metropolis Land Co., in SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13, T. 39 N.R. 61 E., M.D.M.

5. The existing points of diversion (manner of use) under the former appropriation are as follows:- points of diversion in Sections 25, and 26, T. 40 N.R. 61 E., and in Section 25, T. 39 N.R. 61 E., and in Section 2, T. 38 N.R. 61 E., M.D.M.

6. The water, herewith desired to be changed, has been beneficially and continuously used upon the following described lands, to-wit: Portions of Sections 25, 26, 35 and 36, T. 40 N.R. 61 E., and portions of Sections 24 and 25, T. 39 N.R. 61 E., and portions of Section 2, T. 38 N.R. 61 E., M.D.M.

7. The number of acres heretofore irrigated with the water, herewith desired to be changed, consists of approximately 600 acres.

8. The number of acres proposed to be irrigated is approximately 600 acres.

9. A description of the land proposed to be irrigated is as follows:- Portions of Sections 13, 22, 23, 24 and 25, T. 39 N.R. 61 E., M.D.M.

10. The estimated cost of the proposed works is \$150.

11. The estimated time required to construct the works is one year.

12. Irrigation will begin about March 1st of each year and end about October 1st of each year.

13. The water has been used heretofore during the entire year for stock and domestic purposes and for irrigation purposes during the months of April to September of each year.

14. Remarks: Applicant has acquired all property rights including the land and water owned by the Pacific Reclamation Company, also additional water rights. The permit sought is to enable the applicant to more scientifically and economically administer and conduct its entire system for the development, cultivation and irrigation of lands, and to conserve the water for the benefit of applicant and those who have acquired, or who may hereafter acquire land or water rights from Applicant in connection with the reservoir on Bishop Creek, and the waters of Johnson, Bishop, Trout, Spring and Burnt Creeks.

This application should be considered in connection with proofs of appropriation and maps accompanying same heretofore filed in the office of State Engineer concerning the waters of the above-mentioned streams and the use thereof by the Pacific Reclamation Company, its grantors or predecessors in interest, and the receiver of said company, and applicant.

METROPOLIS LAND CO.

By W.M. Wiley, Manager.

Compare

This sheet inspected

Engineer.

AMENDED

Filing Serial No. 4104.

(Original erased, after being returned to applicant)
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION,
PLACE AND MANNER OF USE OF WATERS
HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office Aug 12 1916.
Returned to applicant for correction Sep. 2, 1916.
Corrected application filed SEP. 8, 1916.

The undersigned, METROPOLIS LAND CO., a corporation organized under the laws of Massachusetts, authorized to do and doing business in the State of Nevada with its principal office in Nevada at Metropolis, Elko County, Nevada, hereby makes application to change the point of diversion, place and manner of use of a portion of the waters heretofore appropriated and beneficially used as hereinafter shown.

1. The source of the water supply of the proposed change is Burnt Creek.

2. Quantity of water desired to be changed is fifteen cubic feet per second at the proposed point of diversion.

3. The water is to be used for irrigation, including domestic and stock purposes.

4. The water is to be diverted from its source at the following point, to-wit: At the intersection of said Burnt Creek and the main canal of applicant, the Metropolis Land Co., in S.W. $\frac{1}{4}$ of N.E. $\frac{1}{4}$ of Section 13, T. 39 N., R. 61 E., M.D.M.

5. The existing points of diversion (Manner of use) under the former appropriation are as follows:- points of diversion in Sections 25, and 26, T. 40 N., R. 61 E., and in Section 25, T. 39 N., R. 61 E., and in Section 2, T. 38 N. R. 61 E., M.D.M.

6. The water, herewith desired to be changed, has been beneficially and continuously used upon the following described lands, to-wit: Portions of Sections 25, 26, 35 and 36, T. 40 N., R. 61 E., and portions of Sections 24 and 25, T. 39 N., R. 61 E., and portions of Section 2, T. 38 N., R. 61 E., M.D.M.

7. The number of acres heretofore irrigated with the water, herewith desired to be changed, consists of approximately 600 acres.

8. The number of acres proposed to be irrigated is approximately 600 acres.

9. A description of the land proposed to be irrigated is as follows:- Portions of Sections 13, 22, 23, 24 and 25, T. 39 N., R. 61 E., M.D.M.

10. The estimated cost of the proposed works is \$150.

11. The estimated time required to construct the works is one year.

12. Irrigation will begin about March 1st of each year and end about October 1st. of each year.

13. The water has been used heretofore during the entire year for stock and domestic purposes and for irrigation purposes during the months of April to September of each year.

14. Remarks: Applicant has acquired all property rights including the land and water owned by Pacific Reclamation Company, also additional water rights. The permit sought is to enable the applicant to more scientifically and economically administer and conduct its entire system for the development, cultivation and irrigation of lands, and to conserve the water for the benefit of applicant and those who have acquired, or who may hereafter acquire, land or water rights from applicant in connection with the reservoir on Bishop Creek, and the waters of Johnson, Bishop, Trout, Spring and Burnt Creeks.

This application should be considered in connection with proofs of appropriation and maps accompanying same heretofore filed in the office of State Engineer concerning the waters of the above-mentioned streams and the use thereof by the Pacific Reclamation Company, its grantors or predecessors in interest, and the receiver of said Company, and applicant.

METROPOLIS LAND CO.,

By W. M. Wiley
Manager.

Compared

W. M. Wiley

This sheet inspected

Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit, to change the point of diversion and place of use of the waters of Burnt Creek, is issued with the express understanding that no prior rights will be affected thereby, and with the further understanding that no new rights are granted herewith. No definite amount of water is allowed under this proposed change, but the same is limited to that quantity, if any, which will ultimately be determined to be held by the applicant under a vested right. As a further condition of this permit, it is understood that a map must be filed, within nine months from the date of approval hereof, showing definitely the old points of diversion and places of use of water and the proposed new points of diversion and places of use, together with any other data pertaining to the proposed change.

A standard headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of water under this proposed change at any and all times. It is distinctly understood that applicant agrees to the terms herein contained.

Actual construction work shall begin on or before May 1, 1918.

Proof of commencement of work shall be filed before June 1, 1918.

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1919.

Proof of completion of work shall be filed before June 1, 1919.

Application of water to beneficial use shall be made on or before July 1, 1921. Proof of the application of water to beneficial use must be filed with State Engineer on or before August 1, 1921.

WITNESS MY HAND AND SEAL THIS 17th day of October, 1917

Proof of labor filed MAY 31 1918
See map under # 00608

J. L. Searles
State Engineer.

Proof of completion of work filed JUL - 2 1919

Withdrawn by applicant APR 27 1945

State Engineer
A.T.

Completed